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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,)	Case No. 08cr0256-L
)	
Plaintiff,)	AMENDED ORDER OF
)	CRIMINAL FORFEITURE
v.)	
)	
DAPHNE ROSALINDA JACKSON (4),)	
aka Daphne R. Rae,)	
)	
Defendant.)	
)	

On October 24, 2008, this Court entered its Preliminary Order of Criminal Forfeiture, which condemned and forfeited to the United States all right, title and interest of DAPHNE ROSALINDA JACKSON (4) in the properties listed in the Forfeiture Allegations of the Indictment, namely,

- a. approximately \$626 in U.S. currency;
- b. approximately \$718 in U.S. currency;
- c. approximately \$2,136 in U.S. currency;
- d. approximately \$1,360 in U.S. currency;
- e. approximately \$1,955 in U.S. currency;
- f. approximately \$500 in U.S. currency;
- g. a 1998 Chevy Tahoe V8, bearing California license plate number 3XSH296 and VIN 1GNEK13R3WJ333366;
- h. a 2004 Nissan Armada V8, bearing California license plate number 5LDP491 and VIN 5N1AA08A34N746851;

- i. a 2005 Cadillac CTS Sedan V6, bearing California license plate number 6AIM935 and VIN 1G6DP567450188336;
- j. a 1998 Cadillac Deville D'Elegance, bearing California license plate number 4YGR821 and VIN 1G6KE54Y7WU782339; and
- l. a 2000 Honda Accord 4DR, bearing California license plate number 6AMM960 and VIN 3HGCG6657YG702226.
- m. a personal money judgment against the Defendant, entered by the Clerk of the Court on January 8, 2009, in the amount of **\$20,000.00**.

For thirty (30) consecutive days ending on November 26, 2008, the United States published on the Government's forfeiture website, www.forfeiture.gov, notice of the Court's Order and the United States' intent to dispose of the properties in such manner as the Attorney General may direct, pursuant to 21 U.S.C. § 853(n) and Rule G(4) of the Supplemental Rules for Admiralty or Maritime Claims and Asset Forfeiture Actions, and further notifying all third parties of their right to petition the Court within thirty (30) days of the final publication for a hearing to adjudicate the validity of their alleged legal interest in the properties.

On November 21, 2008, Notice of Order of Forfeiture was sent by certified mail as follows:

<u>Name and Address</u>	<u>Article No.</u>	<u>Result</u>
Virginia Hughes 7410 Cuvier Street, #4, La Jolla CA 92037	7006 3450 0002 4571 3135	Delivered 11/29/08 per USPS Track & Confirm website
Lee Vaughn Walker (1) c/o Shaun Khojayan, Esq. Law Offices of Shaun Khojayan, PLC 121 Broadway, Suite 338 San Diego CA 92101	7006 3450 0002 4571 3142	Signed for as received on 11/24/08
Melvin Alexander (2) c/o Mark F. Adams, Esq. Law Offices of Mark F. Adams 964 Fifth Avenue, Suite 335 San Diego CA 92101	7006 3450 0002 4571 3159	Signed for as received on 11/24/08
Eleodoro Castillo-Urbina (3) c/o Antonio F. Yoon, Esq. Law Offices of Antonio F. Yoon 501 West Broadway, Suite A-387 San Diego CA 92101	7006 3450 0002 4571 3173	Signed for as received on 11/22/08

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<u>1</u>	<u>Name and Address</u>	<u>Article No.</u>	<u>Result</u>
<u>2</u>	Bernal Anthony Mitchell (5)	7006 3450 0002 4571 3166	Signed for as
<u>3</u>	c/o Mahir Twefik Sherif, Esq.		received on 11/24/08
<u>4</u>	Law Offices of Mahir T. Sherif		
	3376 30th Street		
	San Diego CA 92104-4535		
<u>5</u>	Allen Matthew Baker, Jr. (6)	7006 3450 0002 4571 3180	Signed for as
<u>6</u>	c/o Joseph Milchen, Esq.		received on 11/24/08
<u>7</u>	Law Offices of Joseph Milchen		
	136 Redwood Street		
	San Diego CA 92103		
<u>8</u>	Michael Dwayne Tryals (7)	7006 3450 0002 4571 3197	Signed for as
<u>9</u>	c/o David H. Bartick, Esq.		received on 11/24/08
<u>10</u>	Law Offices of David H. Bartick		
	101 West Broadway, Suite 1950		
	San Diego CA 92101-8220		
<u>11</u>	Bobby Shawn Lockhart (8)	7006 3450 0002 4571 3203	Signed for as
<u>12</u>	c/o Stephen Patrick White, Esq.		received on 11/24/08
<u>13</u>	Law Offices of Stephen P. White		
	101 West Broadway, Suite 1950		
	San Diego CA 92101-6036		
<u>14</u>	Alexander Weir, IV (9)	7006 3450 0002 4571 3210	Signed for as
<u>15</u>	c/o John C. Lemon, Esq.		received on 11/24/08
<u>16</u>	Law Office of John C. Lemon		
	1350 Columbia Street, Suite 600		
	San Diego CA 92101		
<u>17</u>	Alexander Weir, V (10)	7006 3450 0002 4571 3227	Signed for as
<u>18</u>	c/o Benjamin P. Lehman, Esq.		received on 11/24/08
<u>19</u>	Law Offices of Benjamin P. Lechman		
	964 Fifth Avenue, Suite 303		
	San Diego CA 92101		
<u>20</u>	Felipe Medina (11)	7006 3450 0002 4571 3234	Signed for as
<u>21</u>	c/o Stephen D. Lemish		received on 11/24/08
<u>22</u>	Attorney at Law		
	152 West Park Avenue, Suite 150		
	El Cajon CA 92020		
<u>23</u>	Melvin Andre Bibbs (12)	7006 3450 0002 4571 3241	Signed for as
<u>24</u>	c/o Mary A. Franklin, Esq.		received on 1/05/09
<u>25</u>	Law Offices of Mary A. Franklin		
	P.O. Box 152318		
	San Diego CA 92101		
<u>26</u>	Mark Edward Runnels (13)	7006 3450 0002 4571 3258	Signed for as
<u>27</u>	c/o Keith Howard Rutman, Esq.		received on 11/24/08
<u>28</u>	Law Offices of Keith H. Rutman		
	402 West Broadway, Suite 2010		
	San Diego CA 92101-8516		

On December 9, 2008, Virginia Hughes filed a Petition for Hearing to Adjudicate Validity of Petitioner's Interest In Forfeited Property regarding one of the above-referenced assets, the 1998 Chevy Tahoe. On March 25, 2009, this Court filed its order denying the petition; therefore, the 1998 Chevy Tahoe may now be forfeited along with the other assets.

Thirty (30) days have passed following the final date of notice by publication and notice by certified mail, and no third party except Virginia Hughes has made a claim to or declared any interest in the forfeited properties described above.

Accordingly, IT IS HEREBY ORDERED, ADJUDGED AND DECREED that, as a result of the failure of any third party to come forward or file a petition for relief from forfeiture as provided by law, all right, title and interest of DAPHNE ROSALINDA JACKSON (4) and any and all third parties in the following properties are hereby condemned, forfeited and vested in the United States of America:


- a. approximately \$626 in U.S. currency;
- b. approximately \$718 in U.S. currency;
- c. approximately \$2,136 in U.S. currency;
- d. approximately \$1,360 in U.S. currency;
- e. approximately \$1,955 in U.S. currency;
- f. approximately \$500 in U.S. currency;
- g. a 1998 Chevy Tahoe V8, bearing California license plate number 3XSH296 and VIN 1GNEK13R3WJ333366;
- h. a 2004 Nissan Armada V8, bearing California license plate number 5LDP491 and VIN 5N1AA08A34N746851;
- i. a 2005 Cadillac CTS Sedan V6, bearing California license plate number 6AIM935 and VIN 1G6DP567450188336;
- j. a 1998 Cadillac Deville D'Elegance, bearing California license plate number 4YGR821 and VIN 1G6KE54Y7WU782339; and
- l. a 2000 Honda Accord 4DR, bearing California license plate number 6AMM960 and VIN 3HGCG6657YG702226.
- m. a personal money judgment against the Defendant, entered by the Clerk of the Court on January 8, 2009, in the amount of **\$20,000.00**.

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1 IT IS FURTHER ORDERED that costs incurred by the United States Marshals Service,
2 the Federal Bureau of Investigation and any other governmental agencies which were incident to
3 the seizure, custody and storage of the properties be the first charge against the forfeited properties.

4 IT IS FURTHER ORDERED that the United States Marshals Service shall dispose of the
5 forfeited properties according to law.

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7 DATED: April 1, 2009

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9 M. James Lorenz
10 United States District Court Judge
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